

UNITED STATES DEPARTMENT OF COMMERCE Patent, and Trademark Office. ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

SERIAL NUMBER

FILING DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NO.

07/663,145

03/01/91

DAVIES

2954/06403

A. Lewis

Darby & Darby 805 Third Avenue New York, NY 10022 ART UNIT PAPER NO.

3307 17

## NOTICE OF NON-COMPLIANCE OF INFORMATION DISCLOSURE STATEMENT WITH PROVISIONS OF 37 CFR 1.97

The information disclosure statement filed in this application on February 22, 1993 was filed after the first action and more than three months after filing of the application.

Information disclosure statements filed after such period are not considered unless accompanied by either a certification of timely filing or the fee specified in 37 CFR 1.17(p).

Since your statement was filed without a certification of timely filing or the required fee, it has been made of record in the application file but will not be considered by the examiner until it complies with 1.97.

It is also noted that the Enclosures which applicant listed on page 4 are not found in the file of the application and therefore the Examiner could not consider the cited prior art even if the required certification or fee had been provided.

MAILED

JUN 2 1 1993

GROUP 330

EDGAR S. BURR S.P.E. GROUP ART UNIT 337